

**. UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>	<b>Master File No. 2:12-MD-02327 MDL No. 2327</b>
<b>THIS DOCUMENT RELATES TO:</b>  <i>Wave 9 cases listed on Plaintiffs’ Exhibit A</i>	<b>Wave 9</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>

**NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSES  
REGARDING LARRY SIRLS, M.D. FOR WAVE 9**

Plaintiffs filed a Notice of Adoption [Dkt. 8293] in the Wave 9 cases identified in Exhibit A<sup>1</sup> to their Notice, adopting their Motion to Exclude Certain Opinions and Testimony of Larry Sirls, M.D. and Supporting Memorandum from Ethicon Wave 2, Dkt. 2479 (motion), 2480 (memorandum in support). Defendants hereby adopt and incorporate by reference the *Daubert* response filed in relation to Larry Sirls, M.D. for Ethicon Wave 3 Cases [Doc. 2936, MDL General]. Defendants respectfully request that the Court deny Plaintiffs’ motion for the reasons expressed in the Wave 3 response briefing.

Respectfully submitted,

/s/ William M. Gage

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<sup>1</sup> The following cases listed on Plaintiffs’ Exhibit A have been dismissed without prejudice: Janice Blessing-Prosser (No. 2:17-cv-01988), Amanda Harshbarger (No. 2:13-cv-15950), Melinda Novelli (No. 2:16-cv-03576), and Jodi Walsh (No. 2:14-cv-09375). Plaintiffs’ Notice is therefore moot as to these cases. Should these cases be revived, Ethicon hereby adopts its prior *Daubert* briefing for those cases as stated herein.

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Counsel for Defendants

**CERTIFICATE OF SERVICE**

I certify that on this day, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage  
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